APPENDIX A

IN THE SUPREME COURT OF FLORIDA

JUNE TERM, A. D. 1956

DIVISION A — CASE NO. 27,927

CARL C. CURTIS,

Appellant,

—vs—

THOMAS J. KELLY, as Sheriff of Dade County, Florida,

Appellee.

Opinion filed December 12, 1956.

An Appeal from the Criminal Court of Record for Dade County, Edwin L. Jones, Judge.

Rosenhouse & Rosenhouse, for Appellant.

Richard W. Ervin, Attorney General and Jos. P. Manners, Assistant Attorney General, for Appellee.

PER CURIAM.

This cause came on to be heard on the motion of appellee to affirm the judgment appealed from pursuant to Rule 38 of the rules of this court and it appearing to the court from an examination of the record that said motion is appropriate and seasonably made and that it is manifest that the questions raised on appeal are without substantial merit and need no further argument;

It is accordingly ORDERED, ADJUDGED AN
DECREED that the motion to affirm the judgment a
pealed from be, and the same is, hereby granted, and t
judgment is

Affirmed.

DREW, C. J., TERRELL, HOBSON and THORNAL, J
CONCUR.

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APPENDIX B

IN THE SUPREME COURT OF FLORIDA

JUNE TERM, A. D. 1956

WEDNESDAY, DECEMBER 12, A.D. 1956

CARL C. CURTIS,

Appellant,

—vs—

THOMAS J. KELLY, as Sheriff of Dade County, Florida,

Appellee.

This cause having heretofore been submitted to the Court upon the transcript of the record of the judgment herein, and briefs and argument of counsel for the respective parties and motion to Affirm (or in the alternative, Motion to Quash) and the record having been inspected, and the Court being now advised of its judgment to be given in the premises, it seems to the Court that there is no error in the said judgment; it is, therefore, considered, ordered and adjudged by the Court that the said judgment of the Circuit Court be and the same is hereby affirmed; it is further ordered by the Court that the Appellee do have and recover of and from the Appellant his costs by him in this behalf expended, except the $12.00 filing fee which has been paid by the Appellant, all of which is ordered to be certified to the Court below.

The Opinion of the Court in this cause prepared was this day ordered to be filed.

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